

SENATE AMENDMENTS

2nd Printing

By: Sheffield, Paddie, Darby, Price, Bernal,
et al.

H.B. No. 1407

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the establishment of the emergency medical services
3 assistance program.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 773, Health and Safety Code, is amended
6 by adding Subchapter I to read as follows:

7 SUBCHAPTER I. EMERGENCY MEDICAL SERVICES ASSISTANCE PROGRAM

8 Sec. 773.251. DEFINITIONS. In this subchapter:

9 (1) "Educational curriculum" means a
10 distance-learning emergency medical services curriculum that
11 provides remote courses of instruction and training to emergency
12 medical services personnel who serve a rural area.

13 (2) "Postsecondary educational institution" means any
14 institution, public or private, which provides courses of
15 instruction beyond that offered in secondary schools.

16 (3) "Program" means the emergency medical services
17 assistance program established under this subchapter.

18 Sec. 773.252. ESTABLISHMENT OF PROGRAM. (a) The
19 department shall establish the emergency medical services
20 assistance program to provide financial and educational assistance
21 to eligible emergency medical services providers.

22 (b) The program includes grants to eligible emergency
23 medical services providers and an educational curriculum to provide
24 training to rural emergency medical services personnel.

1 Sec. 773.253. RULES. (a) The executive commissioner shall
2 adopt rules necessary to implement this subchapter, including rules
3 for:

- 4 (1) determining eligibility under the program;
5 (2) establishing requirements for the educational
6 curriculum; and
7 (3) establishing requirements for a postsecondary
8 educational institution that develops and offers the educational
9 curriculum.

10 (b) The rules must require that:

- 11 (1) an emergency medical services provider
12 demonstrate financial need to be eligible for assistance under the
13 program;
14 (2) a postsecondary educational institution applying
15 to offer the educational curriculum demonstrate the qualifications
16 necessary to develop and offer the educational curriculum; and
17 (3) the educational curriculum provide to rural
18 emergency medical services personnel the remote instructional
19 courses and training necessary for the personnel to achieve
20 department certification under Subchapter C.

21 Sec. 773.254. APPLICATION BY EMERGENCY MEDICAL SERVICES
22 PROVIDER. (a) An emergency medical services provider may apply to
23 the department in the form and manner provided by department rule to
24 receive assistance under the program.

25 (b) If the department determines an applicant is eligible
26 for assistance under the program, the department may provide a
27 grant under Section 773.257 to the applicant.

1 Sec. 773.255. EDUCATIONAL CURRICULUM. (a) A postsecondary
2 educational institution may apply to the department in the form and
3 manner provided by department rule to develop and offer the
4 educational curriculum under this subchapter.

5 (b) The department may contract with not more than three
6 qualified postsecondary educational institutions to develop and
7 offer the educational curriculum under this subchapter.

8 Sec. 773.256. ADMINISTRATIVE SUPPORT. The department may
9 provide administrative support to the program.

10 Sec. 773.257. GRANTS. (a) The commissioner may use money
11 from the permanent fund for emergency medical services and trauma
12 care established under Section 403.106, Government Code, to provide
13 grants, in addition to funding available from other sources, to
14 emergency medical services providers applying for assistance under
15 the program or to provide funding to a postsecondary educational
16 institution offering the educational curriculum under this
17 subchapter.

18 (b) The commissioner shall ensure that at least 60 percent
19 of the grants provided under this section are provided to emergency
20 medical services providers that serve a rural area.

21 (c) The executive commissioner by rule shall establish a
22 procedure for the Governor's EMS and Trauma Advisory Council to
23 establish priorities for issuance of grants under this section.

24 (d) The department shall distribute grants under this
25 section in accordance with the requirements of Subsection (b) and
26 the grant priorities established under Subsection (c).

27 SECTION 2. Section 542.4031, Transportation Code, is

1 amended by amending Subsections (g) and (h) and adding Subsection
2 (h-1) to read as follows:

3 (g) Of the money received by the comptroller under this
4 section, the comptroller shall deposit:

5 (1) 63.67 [~~67~~] percent to the credit of the
6 undedicated portion of the general revenue fund; [~~and~~]

7 (2) 33 percent to the credit of the designated trauma
8 facility and emergency medical services account under Section
9 780.003, Health and Safety Code; and

10 (3) 3.33 percent to the credit of the permanent fund
11 for emergency medical services and trauma care under Section
12 403.106, Government Code.

13 (h) Notwithstanding Subsection (g)(1), in any state fiscal
14 year the comptroller shall deposit 63.67 [~~67~~] percent of the money
15 received under Subsection (e)(2) to the credit of the general
16 revenue fund only until the total amount of the money deposited to
17 the credit of the general revenue fund under Subsection (g)(1) and
18 Section 780.002(b), Health and Safety Code, equals \$250 million for
19 that year. If in any state fiscal year the amount received by the
20 comptroller under those laws for deposit to the credit of the
21 general revenue fund exceeds \$250 million, the comptroller shall
22 deposit the additional amount to the credit of the Texas mobility
23 fund.

24 (h-1) Notwithstanding Subsection (g)(3), if in any state
25 fiscal year the amount received by the comptroller under that
26 subsection for deposit to the credit of the permanent fund for
27 emergency medical services and trauma care exceeds \$3 million, the

1 comptroller shall deposit the additional amount to the credit of
2 the general revenue fund.

3 SECTION 3. Section 542.4031, Transportation Code, as
4 amended by this Act, applies only to the distribution of revenue
5 collected on or after the effective date of this Act. The
6 distribution of revenue collected before the effective date of this
7 Act is governed by the law in effect at the time the revenue was
8 collected, and that law is continued in effect for the purpose of
9 the distribution of that revenue.

10 SECTION 4. This Act takes effect September 1, 2017.

ADOPTED

MAY 23 2017

Atty. Gen.
Secretary of the Senate

By: Sheffield

H.B. No. 1407

Substitute the following for .B. No. :

By: *D. Burkin*

C.S. H..B. No. 1407

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the establishment of the emergency medical services
3 assistance program.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 773, Health and Safety Code, is amended
6 by adding Subchapter I to read as follows:

7 SUBCHAPTER I. EMERGENCY MEDICAL SERVICES ASSISTANCE PROGRAM

8 Sec. 773.251. DEFINITIONS. In this subchapter:

9 (1) "Educational curriculum" means a
10 distance-learning emergency medical services curriculum that
11 provides remote courses of instruction and training to emergency
12 medical services personnel who serve a rural area.

13 (2) "General academic teaching institution" and
14 "public technical institute" have the meanings assigned by Section
15 61.003, Education Code.

16 (3) "Program" means the emergency medical services
17 assistance program established under this subchapter.

18 Sec. 773.252. ESTABLISHMENT OF PROGRAM. (a) The
19 department shall establish the emergency medical services
20 assistance program to provide financial and educational assistance
21 to eligible emergency medical services providers.

22 (b) The program includes grants to eligible emergency
23 medical services providers and an educational curriculum to provide
24 training to rural emergency medical services personnel.

1 Sec. 773.253. RULES. (a) The executive commissioner shall
2 adopt rules necessary to implement this subchapter, including rules
3 for:

4 (1) determining eligibility under the program;

5 (2) establishing requirements for the educational
6 curriculum; and

7 (3) establishing requirements for a general academic
8 teaching institution or public technical institute that develops
9 and offers the educational curriculum.

10 (b) The rules must require that:

11 (1) an emergency medical services provider
12 demonstrate financial need to be eligible for assistance under the
13 program;

14 (2) a general academic teaching institution or public
15 technical institute applying to offer the educational curriculum
16 demonstrate the qualifications necessary to develop and offer the
17 educational curriculum; and

18 (3) the educational curriculum provide to rural
19 emergency medical services personnel the remote instructional
20 courses and training necessary for the personnel to achieve
21 department certification under Subchapter C.

22 Sec. 773.254. APPLICATION BY EMERGENCY MEDICAL SERVICES
23 PROVIDER. (a) An emergency medical services provider may apply to
24 the department in the form and manner provided by department rule to
25 receive assistance under the program.

26 (b) If the department determines an applicant is eligible
27 for assistance under the program, the department may provide a

1 grant under Section 773.257 to the applicant.

2 Sec. 773.255. EDUCATIONAL CURRICULUM. (a) A general
3 academic teaching institution or public technical institute may
4 apply to the department in the form and manner provided by
5 department rule to develop and offer the educational curriculum
6 under this subchapter.

7 (b) The department may contract with not more than three
8 qualified general academic teaching institutions or public
9 technical institutes to develop and offer the educational
10 curriculum under this subchapter.

11 Sec. 773.256. ADMINISTRATIVE SUPPORT. The department may
12 provide administrative support to the program.

13 Sec. 773.257. GRANTS. (a) The commissioner may use money
14 from the permanent fund for emergency medical services and trauma
15 care established under Section 403.106, Government Code, to provide
16 grants, in addition to funding available from other sources, to
17 emergency medical services providers applying for assistance under
18 the program or to provide funding to a general academic teaching
19 institution or public technical institute offering the educational
20 curriculum under this subchapter.

21 (b) The commissioner shall ensure that at least 60 percent
22 of the grants provided under this section are provided to emergency
23 medical services providers that serve a rural area.

24 (c) The executive commissioner by rule shall establish a
25 procedure for the Governor's EMS and Trauma Advisory Council to
26 establish priorities for issuance of grants under this section.

27 (d) The department shall distribute grants under this

1 section in accordance with the requirements of Subsection (b) and
2 the grant priorities established under Subsection (c).

3 SECTION 2. Notwithstanding another provision of this Act,
4 the Department of State Health Services is required to implement
5 this Act only if the legislature appropriates money specifically
6 for that purpose. If the legislature does not appropriate money
7 specifically for that purpose, the Department of State Health
8 Services may, but is not required to, implement this Act using other
9 appropriations available for that purpose.

10 SECTION 3. This Act takes effect September 1, 2017.

ADOPTED

31.0

MAY 23 2017

Hatay Spaw
Secretary of the Senate

Seligson

FLOOR AMENDMENT NO. 1

BY: _____

1 Amend C.S.H.B. No. 1407 (senate committee report) as
2 follows:

3 (1) In SECTION 1 of the bill, strike added Section
4 773.251(2), Health and Safety Code (page 1, lines 32-34), and
5 substitute the following:

6 (2) "General academic teaching institution," "medical
7 and dental unit," "other agency of higher education," and "public
8 technical institute" have the meanings assigned by Section 61.003,
9 Education Code.

10 (2) In SECTION 1 of the bill, in added Section
11 773.253(a)(3), Health and Safety Code (page 1, line 51), between
12 "institution" and "or", insert ", medical and dental unit, other
13 agency of higher education,".

14 (3) In SECTION 1 of the bill, in added Section
15 773.253(b)(2), Health and Safety Code (page 1, line 57), between
16 "institution" and "or", insert ", medical and dental unit, other
17 agency of higher education,".

18 (4) In SECTION 1 of the bill, in added Section 773.255(a),
19 Health and Safety Code (page 2, line 13), between "institution" and
20 "or", insert ", medical and dental unit, other agency of higher
21 education,".

22 (5) In SECTION 1 of the bill, in added Section 773.255(b),
23 Health and Safety Code (page 2, line 18), between "institutions"
24 and "or", insert ", medical and dental units, other agencies of
25 higher education,".

26 (6) In SECTION 1 of the bill, in added Section 773.257(a),
27 Health and Safety Code (page 2, line 29), between "institution" and
28 "or", insert ", medical and dental unit, other agency of higher
29 education,".

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 24, 2017

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB1407** by Sheffield (Relating to the establishment of the emergency medical services assistance program.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated from provisions of the bill related to establishment and administration of the emergency medical services assistance program. The fiscal impact of providing financial and educational assistance to eligible emergency medical services providers cannot be determined because insufficient information is available.

The Act would only take effect if funds are appropriated specifically for this purpose in a general appropriations act by the 85th Legislature.

The bill would amend the Health and Safety Code relating to the establishment of the emergency medical services assistance program. Based on the LBB's analysis of the Department of State Health Services and the Health and Human Services Commission, duties and responsibilities associated with implementing and administering the EMS assistance program could be accomplished by utilizing existing resources.

Based on LBB analysis, the identified funding source for the emergency medical services assistance program, General Revenue-Dedicated Account No. 5046, is anticipated to be depleted during the 2018-19 biennium.

The bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 529 Health and Human Services Commission, 537 State Health Services, Department of, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: UP, KCA, EP, RD, SD, TBo, PM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 16, 2017

TO: Honorable Charles Schwertner, Chair, Senate Committee on Health & Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1407 by Sheffield (Relating to the establishment of the emergency medical services assistance program.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated from provisions of the bill related to establishment and administration of the emergency medical services assistance program. The fiscal impact of providing financial and educational assistance to eligible emergency medical services providers cannot be determined because insufficient information is available.

The Act would only take effect if funds are appropriated specifically for this purpose in a general appropriations act by the 85th Legislature.

The bill would amend the Health and Safety Code relating to the establishment of the emergency medical services assistance program. Based on the LBB's analysis of the Department of State Health Services and the Health and Human Services Commission, duties and responsibilities associated with implementing and administering the EMS assistance program could be accomplished by utilizing existing resources.

Based on LBB analysis, the identified funding source for the emergency medical services assistance program, General Revenue-Dedicated Account No. 5046, is anticipated to be depleted during the 2018-19 biennium.

The bill would take effect September 1, 2017.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 529 Health and Human Services Commission, 537 State Health Services, Department of, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: UP, KCA, EP, RD, SD, TBo, PM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 8, 2017

TO: Honorable Charles Schwertner, Chair, Senate Committee on Health & Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1407 by Sheffield (Relating to the establishment of the emergency medical services assistance program.), **As Engrossed**

Estimated Two-year Net Impact to General Revenue Related Funds for HB1407, As Engrossed: a negative impact of (\$5,258,000) through the biennium ending August 31, 2019.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	(\$2,629,000)
2019	(\$2,629,000)
2020	(\$2,629,000)
2021	(\$2,629,000)
2022	(\$2,629,000)

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain/(Loss) from <i>General Revenue Fund</i> 1	Probable Revenue Gain/(Loss) from <i>EMS & Trauma Care</i> <i>Account</i> 5046	Probable Savings/(Cost) from <i>EMS & Trauma Care</i> <i>Account</i> 5046
2018	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2019	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2020	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2021	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2022	(\$2,629,000)	\$2,629,000	(\$2,629,000)

Fiscal Analysis

The bill would amend the Health and Safety Code and the Transportation Code relating to the establishment of the emergency medical services assistance program.

The bill would require the Department of State Health Services (DSHS) to establish the emergency medical services (EMS) assistance program. The program would include grants to eligible EMS providers and an educational curriculum to provide training to rural EMS providers.

The bill would require the executive commissioner of the Health and Human Services Commission (HHSC) to establish rules necessary to implement the subchapter.

The bill would allow DSHS to contract with up to three qualified postsecondary educational institutions to develop and provide the educational curriculum portion of the EMS assistance program.

The bill would allow DSHS to provide administrative support to the EMS assistance program.

The bill would allow DSHS to use funds appropriated from General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care to provide grants to eligible EMS providers who apply for assistance under the EMS assistance program or to provide funding to postsecondary educational institutions offering the educational curriculum portion of the EMS assistance program.

The bill would require the executive commissioner of HHSC to establish by rule a procedure for the Governor's EMS and Trauma Advisory Council to establish priorities for issuance of grants under the subchapter.

The bill would reduce the percentage of revenue collected from the state traffic fine deposited to the credit of the undedicated portion of the general revenue fund from 67.0 percent to 63.67 percent.

The bill would require 3.33 percent of revenue collected from the state traffic fine to be deposited to the credit of General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care.

The bill would cap the amount of revenue collected from the state traffic fine deposited to the credit of General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care at \$3.0 million each fiscal year. Any revenue generated above the cap would be deposited to the credit of the undedicated portion of the general revenue fund.

The bill would take effect September 1, 2017.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature

Based on the LBB's analysis of the Department of State Health Services and the Health and Human Services Commission, duties and responsibilities associated with implementing and administering the EMS assistance program could be accomplished by utilizing existing resources.

Methodology

The amount of state traffic fine revenue that would be deposited to the credit of General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care instead of the undedicated portion of the general revenue fund was derived by taking 3.33 percent of the projected revenues associated with the state traffic fine in the 2018-19 Biennial Revenue Estimate and directing them to General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care.

The analysis assumes all state traffic fine revenue deposited to General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care will be appropriated to DSHS for grants to EMS providers and contracts with postsecondary educational institutions to develop and provide the educational curriculum.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 529 Health and Human Services Commission, 537 State Health Services, Department of, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: UP, KCA, EP, RD, SD, TBo, PM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 18, 2017

TO: Honorable Four Price, Chair, House Committee on Public Health

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB1407** by Sheffield (Relating to the establishment of the emergency medical services assistance program.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB1407, Committee Report 1st House, Substituted: a negative impact of (\$5,258,000) through the biennium ending August 31, 2019.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	(\$2,629,000)
2019	(\$2,629,000)
2020	(\$2,629,000)
2021	(\$2,629,000)
2022	(\$2,629,000)

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain/(Loss) from <i>General Revenue Fund</i> 1	Probable Revenue Gain/(Loss) from <i>EMS & Trauma Care</i> <i>Account</i> 5046	Probable Savings/(Cost) from <i>EMS & Trauma Care</i> <i>Account</i> 5046
2018	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2019	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2020	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2021	(\$2,629,000)	\$2,629,000	(\$2,629,000)
2022	(\$2,629,000)	\$2,629,000	(\$2,629,000)

Fiscal Analysis

The bill would amend the Health and Safety Code and the Transportation Code relating to the establishment of the emergency medical services assistance program.

The bill would require the Department of State Health Services (DSHS) to establish the emergency medical services (EMS) assistance program. The program would include grants to eligible EMS providers and an educational curriculum to provide training to rural EMS providers.

The bill would require the executive commissioner of the Health and Human Services Commission (HHSC) to establish rules necessary to implement the subchapter.

The bill would allow DSHS to contract with up to three qualified postsecondary educational institutions to develop and provide the educational curriculum portion of the EMS assistance program.

The bill would allow DSHS to provide administrative support to the EMS assistance program.

The bill would allow DSHS to use funds appropriated from General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care to provide grants to eligible EMS providers who apply for assistance under the EMS assistance program or to provide funding to postsecondary educational institutions offering the educational curriculum portion of the EMS assistance program.

The bill would require the executive commissioner of HHSC to establish by rule a procedure for the Governor's EMS and Trauma Advisory Council to establish priorities for issuance of grants under the subchapter.

The bill would reduce the percentage of revenue collected from the state traffic fine deposited to the credit of the undedicated portion of the general revenue fund from 67.0 percent to 63.67 percent.

The bill would require 3.33 percent of revenue collected from the state traffic fine to be deposited to the credit of General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care.

The bill would cap the amount of revenue collected from the state traffic fine deposited to the credit of General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care at \$3.0 million each fiscal year. Any revenue generated above the cap would be deposited to the credit of the undedicated portion of the general revenue fund.

The bill would take effect September 1, 2017.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature

Based on the LBB's analysis of the Department of State Health Services and the Health and Human Services Commission, duties and responsibilities associated with implementing and administering the EMS assistance program could be accomplished by utilizing existing resources.

Methodology

The amount of state traffic fine revenue that would be deposited to the credit of General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care instead of the undedicated portion of the general revenue fund was derived by taking 3.33 percent of the projected revenues associated with the state traffic fine in the 2018-19 Biennial Revenue Estimate and directing them to General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care.

The analysis assumes all state traffic fine revenue deposited to General Revenue-Dedicated Account No. 5046, Permanent Fund for Emergency Medical Services and Trauma Care will be appropriated to DSHS for grants to EMS providers and contracts with postsecondary educational institutions to develop and provide the educational curriculum.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 529 Health and Human Services Commission, 537 State Health Services, Department of, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

LBB Staff: UP, KCA, EP, RD, SD, TBo, PM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 3, 2017

TO: Honorable Four Price, Chair, House Committee on Public Health

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1407 by Sheffield (Relating to the establishment of the emergency medical services assistance program.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HB1407, As Introduced: a negative impact of (\$26,056,000) through the biennium ending August 31, 2019.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2018	(\$13,028,000)
2019	(\$13,028,000)
2020	(\$13,028,000)
2021	(\$13,028,000)
2022	(\$13,028,000)

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue Gain/(Loss) from <i>General Revenue Fund</i> 1	Probable Revenue Gain/(Loss) from <i>New General Revenue</i> <i>Dedicated</i>	Probable Savings/(Cost) from <i>New General Revenue</i> <i>Dedicated</i>
2018	(\$13,028,000)	\$13,028,000	(\$13,028,000)
2019	(\$13,028,000)	\$13,028,000	(\$13,028,000)
2020	(\$13,028,000)	\$13,028,000	(\$13,028,000)
2021	(\$13,028,000)	\$13,028,000	(\$13,028,000)
2022	(\$13,028,000)	\$13,028,000	(\$13,028,000)

Fiscal Analysis

The bill would amend the Health and Safety Code and the Transportation Code relating to the establishment of the emergency medical services assistance program.

The bill would require the Department of State Health Services (DSHS) to establish the emergency medical services (EMS) assistance program. The program would include grants to eligible EMS providers and an educational curriculum to provide training to rural EMS providers.

The bill would require the executive commissioner of the Health and Human Services Commission (HHSC) to establish rules necessary to implement the subchapter.

The bill would allow DSHS to contract with up to three qualified postsecondary educational institutions to develop and provide the educational curriculum portion of the EMS assistance program.

The bill would allow DSHS to provide administrative support to the EMS assistance program.

The bill would establish the emergency medical services assistance account as a dedicated account in the general revenue fund. Funds appropriated from the account could only be used by DSHS to provide grants to EMS providers applying for assistance or to provide funding to postsecondary educational institutions offering the educational curriculum.

The bill would require the executive commissioner of HHSC to establish by rule a procedure for the Governor's EMS and Trauma Advisory Council to establish priorities for issuance of grants under the subchapter.

The bill would reduce the percentage of the revenue collected from state traffic fine deposited to the credit of the undedicated portion of the general revenue fund from 67.0 percent to 50.5 percent.

The bill would require 16.5 percent of revenue collected from the state traffic fine to be deposited to the credit of the new emergency medical services assistance account.

The bill would take effect September 1, 2017.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either in, with, or outside of the Treasury, or create a dedicated revenue source. Legislative policy, implemented as Government Code 403.095, consolidated special funds (except those affected by constitutional, federal, or other restrictions) into the General Revenue Fund as of August 31, 1993 and eliminated all applicable statutory revenue dedications as of August 31, 1995. Each subsequent Legislature has reviewed bills that affect funds consolidation. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Based on the LBB's analysis of the Department of State Health Services and the Health and Human Services Commission, duties and responsibilities associated with implementing and administering the EMS assistance program could be accomplished by utilizing existing resources.

Methodology

The amount of revenue that would be deposited to the credit of the new dedicated account instead of the undedicated portion of the general revenue fund was derived by taking 16.5 percent of the projected revenues associated with the state traffic fine in the 2018-19 Biennial Revenue Estimate and directing them to the new emergency medical services assistance account.

The analysis assumes all funds deposited to the new dedicated account will be appropriated to DSHS for grants to EMS providers and contracts with postsecondary educational institutions to develop and provide the educational curriculum.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 529 Health and Human Services Commission, 537 State Health Services, Department of, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 781 Higher Education Coordinating Board

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